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**TRANSMITTAL  
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Total Number Of Pages In This Submission

3

Application Number

09/436,455

Filing Date

November 8, 1999

First Named Inventor

Christopher J. DANEK

Group Art Unit

3737

Examiner Name

D. Shay

Attorney Docket No.

435712000921

**ENCLOSURES (check all that apply)**

- |   |  |   |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form                                   | <input type="checkbox"/> Assignment Papers<br>(for an Application)                         | <input type="checkbox"/> After Allowance Communication to Group   |
| <input type="checkbox"/> Fee Attached   | <input type="checkbox"/> Drawing(s)  | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences   |
| <input type="checkbox"/> Amendment / Reply                                      | <input type="checkbox"/> Licensing-related Papers  | <input type="checkbox"/> Appeal Communication to Group<br>(Appeal Notice, Brief, Reply Brief)                                       |
| <input type="checkbox"/> After Final  | <input type="checkbox"/> Petition  | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declarations                                | <input type="checkbox"/> Petition to Convert to a Provisional Application                  | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                              | <input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Communication - 2 pages; Return Receipt Postcard |
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| <input type="checkbox"/> Information Disclosure Statement                       | <input type="checkbox"/> Request for Refund  |   |
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| <input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application   |  |   |
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Remarks

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TECHNOLOGY CENTER R3700

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

Firm

Morrison &amp; Foerster, LLP, 755 Page Mill Road, CA 94304-1018

or

Individual Name

Richard R. Batt, Reg. No. 43,485

Signature

Date

May 10 2001

**CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on May 11, 2001.

  
Kerry Keehan

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*L. Parks*  
*S-24-01*  
*#57/IDS*

PATENT  
Docket No. 435712000921  
Client Ref. 033

**CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"**

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Kerry Keenan

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the application of:

Christopher J. DANEK et al.

Serial No.: 09/436,455

Filing Date: November 8, 1999

For: DEVICES FOR MODIFICATION OF  
AIRWAYS BY TRANSFER OF  
ENERGY

Examiner: D. Shay

Group Art Unit: 3737

**COMMUNICATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

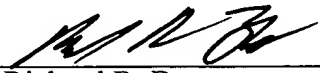
This Communication is further to the Information Disclosure Statement (IDS) submitted on February 13, 2001 in connection with the above-referenced application. On page 1 of that IDS, Applicants inadvertently cited United States Serial No. 09/296,404, filed April 21, 1999, as being related to the subject application when United States Serial No. 09/296,040, filed April 21, 1999, is the related application.

Should you have any questions, or require further information in connection with this matter, do not hesitate to contact the undersigned attorney at the number listed below.

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this transmittal and associated documents, or to credit any overpayment to Deposit Account No. 03-1952 referencing attorney docket No. 435712000921.

Dated: May 11, 2001

Respectfully submitted,

By:   
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